

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
FILE NO. 1:23-CV-366-MR-WCM

JONATHAN DANIEL WILLIAMS,

Plaintiff,

v.

N. C. DEPARTMENT OF PUBLIC SAFETY,
N. C. HIGHWAY PATROL, *et al.*,

Defendants.

**BRIEF IN SUPPORT OF MOTION FOR
CONSENT PROTECTIVE ORDER**

It is anticipated that in this case, Plaintiff will request, and Defendants will produce, “confidential information” including but not limited to North Carolina State Highway Patrol Internal Affairs (“IA”) Investigation No. IA2021-084; information and documents contained in “personnel files,” as that phrase is defined in N.C. Gen. Stat. § 126-24; “protected health information” as that phrase is defined in 45 C.F.R. § 160.103; and “personally identifiable information,” as that phrase is defined in 45 C.F.R. § 75.2.

Under N.C.G.S. § 126-24(4), a court may order the release of State personnel records. This statute states as follows:

“All other information contained in a personnel file is confidential and shall not be open for inspection and examination except to the following persons:

(4) A party by authority of a proper court order may inspect and examine a particular confidential portion of a State employee's personnel file.”

If requested, the Defendants are prepared to release the above-referenced documents and other confidential information pursuant to a protective order issued by the Court. Undersigned counsel has conferred with *Pro Se* Plaintiff, and he is in agreement with entering this Consent Protective Order.

WHEREFORE, Defendants respectfully request that this Honorable Court grant their consent motion for a protective order.

This 19th day of February 2025.

/s/ Joseph P. Vellon
Joseph P. Vellon
Public Safety Section
North Carolina Department of Justice
114 W. Edenton St.
Raleigh, NC 27603

CERTIFICATE OF WORD LIMIT

I, Joseph P. Vellon, hereby certify that the foregoing **MEMORANDUM IN SUPPORT OF MOTION FOR ENTRY OF CONSENT PROTECTIVE ORDER** complies with local rules regarding word count, font, and page limit.

This the 19th day of February 2025.

/s/ Joseph P. Vellon
Special Deputy Attorney General
Public Safety Section

CERTIFICATE OF SERVICE

I, Joseph P. Vellon, hereby certify that on this day, I electronically filed the foregoing **MEMORANDUM IN SUPPORT OF MOTION FOR ENTRY OF CONSENT PROTECTIVE ORDER** with the Clerk of the Court utilizing the CM/ECF system, and on the date below, have caused to be served said document upon the Plaintiff, a non-CM/ECF participant via United States Mail, first-class, postage prepaid addressed as follows:

Jonathan Daniel Williams
20 Sleepy Hollow Road
Burnsville, NC 28714
Courtesy Copy to: jonwilliamslandscapes@gmail.com
Pro se plaintiff

This the 19th day of February 2025.

/s/ Joseph P. Vellon
Special Deputy Attorney General
Public Safety Section